## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

| In the Matter of:            |                    |
|------------------------------|--------------------|
|                              | )                  |
| THE PETITION OF GEORGE LUC   | AS, )              |
| SR., D/B/A ADDISON WATER ANI | )                  |
| SEWAGE FACILITIES, FOR       | )                  |
| AUTHORIZATION TO CEASE       | )                  |
| OPERATION AS A PUBLIC UTILIT | Y ) CASE NO. 97-17 |
| AND FOR DETERMINATION THA    | T ITS )            |

## ORDER

On April 10, 1997, George Lucas, Sr. d/b/a Addison Water and Sewage Facilities ("Addison") filed a petition with the Commission for a determination that Addison is not a public utility or, in the alternative, that Addison be allowed to abandon its facilities. In information filed with the Commission, it was determined that Addison's petition was to combine as facilities both the water and sewer operation.

KRS 278.021 requires that a hearing be held to determine if any utility is abandoned. Therefore, the Commission finds that a formal hearing in this matter shall be held and a procedural schedule should be established for that hearing.

## IT IS THEREFORE ORDERED that:

FACILITIES ARE NO LONGER USED TO PROVIDE SERVICE TO THE

**PUBLIC** 

1. A formal hearing in this matter shall be held on September 22, 1998, beginning at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. Each party may, on or before April 25, 1998, serve upon any other party a request for production of documents and written interrogatories to be answered by the party served within 28 days of service.

3. Each party may, on or before May 28, 1998, serve upon any other party a supplemental request for production of documents and supplemental written interrogatories to be answered by the party served within 15 days of service.

4. Each party shall, no later that July 1, 1998, submit a prehearing memorandum which identifies factual and legal issues to be presented and lists all witnesses who may be called to testify.

5. Each party shall, no later than July 18, 1998, serve upon all other parties a list and copy of all exhibits which it will introduce at the formal hearing. All exhibits shall be marked for identification.

6. Each party shall, no later than July 31, 1998, file any objections to any filed exhibit and supporting law for such objection. If no objection is made to an exhibit, it may be entered into evidence.

7. Copies of all documents served upon any party shall be served upon all other parties and 10 copies of such documents shall be filed with the Commission.

Done at Frankfort, Kentucky, this 31st day of March, 1998.

ATTEST:

PUBLIC SERVICE COMMISSION

Executive Director

For the Commission